



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON, D.C. 20370-5100

CRS  
Docket No: 873-99  
8 December 2000

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10, United States Code, Section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 6 December 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you enlisted in the Navy on 23 March 1993 at age 21. On 28 March 1993 you were admitted to the psychiatric unit at the recruit training center after hitting your recruit company commander. A psychiatric evaluation, conducted on 30 March 1993, found that you had a severe adjustment disorder. Subsequently, on 13 April 1993 you received an entry level separation by reason of entry level performance and conduct. At that time you were assigned a reenlistment code of RE-4.

In its review of your application the Board carefully weighed all potentially mitigating factors, such as your youth and immaturity and the contention that head injuries caused your misconduct. However, the Board concluded that these factors were not sufficient to warrant an honorable discharge. An entry level separation is normally assigned to individuals separated within the first 180 days of active duty. Therefore, the entry level separation was appropriate in your case since you served on active duty for less than a month. In this regard, there is no evidence that you had any head injuries.

The Board noted that an RE-4 reenlistment code is authorized by regulatory guidance and normally assigned to individuals who fail to complete initial training. The Board thus concluded that there is no error or injustice in your reenlistment code.

Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director